

EXPEDITED ACTION REQUESTED

BEFORE THE
SURFACE TRANSPORTATION BOARD

229523

RAILROAD COST OF CAPITAL--2010

) Docket No. EP 558 (Sub-No. 14)

ENTERED
Office of Proceedings

MAY 17 2011

Part of
Public Record

WESTERN COAL TRAFFIC LEAGUE REQUEST FOR EXTENSION OF TIME

Pursuant to 49 C.F.R. §§ 1104.7(b) and 1115.5(a), the Western Coal Traffic League ("WCTL") respectfully requests that the Surface Transportation Board ("STB" or "Board") extend the remaining due dates under the procedural schedule for this proceeding by two weeks as follows:

	<u>Current Due Date</u>	<u>Proposed Due Date</u>
Statements of Non-Railroads	May 19, 2011	June 2, 2011
Railroads Rebuttal Statements	June 8, 2011	June 22, 2011

WCTL seeks this extension on three grounds. First, a member of the staff of L.E. Peabody & Associates, Inc., WCTL's economic consultants for cost of capital and other matters, unexpectedly passed away last Thursday. Second, the Board's procedural schedule provides for only twenty days for reply statements, which is shorter than the period in past years (*e.g.*, twenty-nine days in last year's cost of capital proceeding). Third, a nine-to-eleven day extension would cause comments to be due during the Memorial Day Holiday.

WCTL acknowledges that this request is not being filed with the ten days' advance notice contemplated by the Board's rules, but respectfully requests that good cause exists under the circumstances, particularly the first ground.

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The Association of American Railroads ("AAR") has stated that it has no objection to the requested extension. WCTL is agreeable to providing the AAR with additional time for filing rebuttal comments.

WHEREFORE, WCTL asks that the Board grant the requested extension for the reasons stated.

Respectfully submitted,

WESTERN COAL TRAFFIC LEAGUE

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Dated: May 17, 2011

CERTIFICATE OF SERVICE

I hereby certify that on this 17th day of May, 2011, I caused copies of the foregoing Request for Extension of Time to be served by email and first class mail, postage prepaid, upon the other parties of record in this proceeding as follows:

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